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No. 331

In the Supreme Court of the United States

OCTOBER TERM, 1932

DOMINIC A. TRUDA, PETITIONER

v.

THE UNITED STATES

ON WRIT OF CERTIORARI TO THE COURT OF CLAIMS

BRIEF FOR THE UNITED STATES

In the Supreme Court of the United States

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No. 331

DOMINIC A. TRUDA, PETITIONER

v.

THE UNITED STATES

ON WRIT OF CERTIORARI TO THE COURT OF CLAIMS

BRIEF FOR THE UNITED STATES

OPINION BELOW

The memorandum opinion of the Court of Claims (R. 11) is not yet reported.

JURISDICTION

The judgment of the court below was entered May 31, 1932. (R. 11.) The petition for a writ of certiorari was filed August 31, 1932 (R. 12), and the writ was granted October 24, 1932 (R. 13). The jurisdiction of this Court rests on Section 3 (b) of the Act of February 13, 1925.

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DISCUSSION

The question involved in this case as limited by the order of this Court granting the writ of certiorari is exactly the same as the question in *Peter L. McDonnell* v. *United States,* No. 330, current term. The facts relevant to the question are likewise the same in both cases. The argument presented on behalf of the Government in its brief in the *McDonnell* case applies equally to the instant case. For the reasons there stated we submit that the judgment of the Court of Claims should be affirmed.

Respectfully submitted.

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